UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA f/u/o KERRI ENTERPRISES, the ALLSTATE COMPANY, INC. Plaintiff,))))
v.) CIVIL ACTION NO. 05-CV-11339-NMG
UNITED STATES FIDELITY & GUARANTY COMPANY Defendant))))

STIPULATION OF DISMISSAL

Now come the Parties, and hereby stipulate to the dismissal of those claims which were brought in the above-entitled action, with prejudice and without costs, all rights of appeal waived.

UNITED STATES OF AMERICA f/u/o KERRI ENTERPRISES, the ALLSTATE COMPANY, INC. By its Attorneys,

s/ James L. Kimball Blake J. Godbout, Esq., BBO#196380 James L. Kimball, Esq. BBO# 638709 Blake J. Godbout & Associates 33 Broad Street, 11th Floor Boston, MA 02109 (617) 523-6677 UNITED STATES FIDELITY & GUARANTY COMPANY

By its Attorneys,

s/ James G. Grillo Harvey B. Heafitz, Esq., BBO# 227400 James G. Grillo, Esq., BBO# 638730 Heafitz & Sullivan 56 Chestnut Hill Avenue Boston, MA 02135 (617) 562-1000